IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 765 of 2003

For Approval and Signature:

Hon'ble MR.JUSTICE J.R.VORA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

SOMABHAI ARJANBHAI

Versus

STATE OF GUJARAT

Appearance:

MRS KD PARMAR for MS KRISHNA U MISHRA for Petitioner No. 1

MR RM CHAUHAN, APP for Respondents

CORAM : MR.JUSTICE J.R.VORA

Date of decision: 04/08/2003

ORAL JUDGEMENT

1. Heard learned Advocate Mrs. K.D. Parmar for the petitioner and learned APP Mr. R.M. Chauhan for the respondents. Rule. Waived by learned APP. By request, the Rule is heard forthwith.

2. This is an application by convict prisoner to direct I.G. Prison to expedite the hearing of this furlough leave application and decide the same. As per the rules, according to the petitioner, before 9 months, he had applied to I.G. Prison for furlough leave, but till the filing of the application, the said application has not been decided by I.G. Prison.

3. In the facts and circumstances, as mentioned above, while disposing of this Application, I.G. Prison Respondent No.3 herein is directed to decide the Furlough Leave Application of the present convict - petitioner within 10 days from the date of receipt of the writ of this Court and inform the convict prisoner the decision taken immediately, and if any decision is taken by respondent No.3 up-till-now, the same shall be communicated immediately to the convict - prisoner.

4. In the above view of the matter, the present application is allowed. Rule is made absolute. D.S. permitted.

(J.R. Vora, J.)

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